IN THE HIGH COURT OF PUNJAB AND HARYANA AT CHANDIGARH

CWP No. 2199 of 1984
Date of decision: 22.8.2007

Bajinder Singh and another ...Petitioners

Versus

The State of Haryana and others ...Respondents.

CORAM:- HON'BLE MR. JUSTICE K.S.GAREWAL

Present: Mr. RS Mittal, Senior Advocate with
Mr. Atul Gaur, Advocate, for the
petitioners.

Mr. Anil Rathee, Additional Advocate General, Haryana.

Mr. C.B . Goel, Advocate with
Mr. T.L.Garg and Mr. Akshat Goel, Advocates.

K.S.GAREWAL, J.

The petitioners are Bajinder Singh and Vir Kaur. They claim that they are owners in possession of the land measuring 181 kanals and 10 marlas and had been declared owners in possession through decree dated November 13, 1997 passed in Civil Suit No. 1391 of 1973.

Today in RSA No. 796 of 2000 entitled Smt. Vir Kaur Versus Rikhi Ram and others declaration of the above mentioned decree being based on fraud, collusion and mis-representation was under challenge. The

decree dated November 13, 1973 had been set aside by the learned Subordinate Judge, Kaithal vide judgment and decree dated September 20, 1994. Appeal against the said judgment was dismissed by the learned Additional District Judge, Kaithal on February 3, 2000. RSA 796 of 2000 against the judgments and decrees of the courts below has also been dismissed today.

Resultantly, the very basis of this petition falls to the ground. Hence this petition is dismissed.

22.8.2007 **(K.S. GAREWAL)**
prem **JUDGE**